SINGLE BENCH

4

1A

P.R. No. 407256
Presented by Shri N.P. Kosh
dated 28/7/06 C.S. 1001/-

IN THE HIGH COURT OF JUDICATURE AT BILASPUR (C.G.)

W.P (S). NO. 4168 /2006

PETITIONER

Vijay Kumar Malhotra, Aged about 53 years, S/o Late Shri Chandra Prakash Malhotra at present working as a Sub. Divisional Officer Water Resources, Sub Division ~~Kansabel~~, District- Jashpur

VERSUS

RESPONDENTS

1. *State of Chhattisgarh through the Secretary Water Resources Department, D.K.S. Bhawan Raipur.*

2. *Engineer in Chief, Water Resources Department, sihava Bhawan Raipur District Raipur*

3. *Chief Engineer, Water Resources Department, Hansdev Kachhar, Bilaspur District- Bilaspur*

4. *Naresh Chandra Singh aged about 42 years S/o Soverdhan Singh At present working as a Sub Divisional Officer Water Resources Sub Division ~~Katghora~~ Gharghora District Raigarh (C.G.)*

28/7/06

RECEIVED-COPY
28/7/06
CLERK to A. G. BILASPUR

28-7-06

PETITION UNDER ARTICLE 226 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF APPROPRIATE WRITS OF MANDAMUS AND CERTIORARY AND FOR OTHER SUITABLE WRITS AND DIRECTIONS :-

1. **PARTICULAR OF THE PETITIONERS :**

As stated above in the cause title,

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक W.P.(S) 4168/06 **सन् 200**

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

11-8-2006

Mr. Vishnu Koshta, counsel for the petitioner.

Mr. Sumesh Bajaj, Govt. Advocate for the State/respondents No.1 to 3, on advance copy.

Heard both the counsel.

By the instant writ petition under Article 226 of the Constitution of India, the petitioner has challenged his transfer order dated 4-7-2006 (Annexure P-1) passed by respondent No.1, whereby the petitioner has been transferred from Kansabel to Gharghoda.

Learned counsel for the petitioner submits that the petitioner as well as respondent No.4 submitted representations with mutual consent for cancellation of their transfer orders. Learned counsel further submits that the petitioner may be allowed to make a representation to respondent No.1 and respondent No.1 be directed to decide the same, to which learned counsel appearing for the State/ respondents has no objection.

Having heard learned counsel for the parties, having regard to the facts and circumstances of the case and without expressing any opinion on the merits of the case, the prayer made by learned counsel for the petitioner appears to be just, fair and reasonable. Therefore, the petitioner is allowed to make a detailed representation to respondent No.1 raising all his grievances, annexing a copy of the instant writ petition and its annexures within a period of ten days from today and in turn, respondent No.1 is directed to decide the same within a period of one month from the date of its receipt, considering all the grievances raised by the petitioner in an objective manner, on its own merits, in accordance with law.

With the aforesaid direction, the writ petition stands disposed of.

Consequently, M.(W.)P.No.3234/2006 also stands disposed of.

Parties are entitled for certified copy of this order.

Sd/-
L.C.Bhadoo
Judge

Somd

P.T.O.